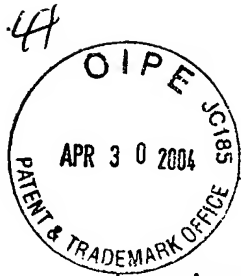


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PATENT
Attorney Docket No. 101.0081-00000
Customer No. 22882
Express Mail Label No. ER521778559US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Confirmation No.: 8412
Gary K. Michelson)
Serial No.: 10/085,731) Group Art Unit: 3732
Filed: March 1, 2002) Examiner: M. Priddy
For: DYNAMIC LORDOTIC GUARD WITH)
MOVABLE EXTENSIONS FOR)
CREATING AN IMPLANTATION)
SPACE POSTERIORLY IN THE)
LUMBAR SPINE (as amended))

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED
MAY - 7 2004
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Sir:

AMENDMENT

In reply to the Restriction Requirement dated December 31, 2003, the period for reply having been extended for three months by a request for extension and fee payment filed concurrently herewith, Applicant provisionally elects to prosecute claims 1-121 drawn to Group I. In addition, the following amendments and remarks are submitted:

Amendments to the Title begin on page 2 of this paper.

Amendments to the Specification begin on page 3 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Remarks begin on page 16 of this paper.

05/04/2004 CCHAU1 00000194 501066 10085731
01 FC:1253 950.00 DA

Amendments to the Title:

Please replace the title with the following amended title:

-- DYNAMIC LORDOTIC GUARD WITH MOVABLE EXTENSIONS FOR CREATING
AN IMPLANTATION SPACE POSTERIORLY IN THE LUMBAR SPINE ~~AND METHOD~~
~~FOR USE THEREOF--~~.